



release violation has occurred it becomes the defendant's burden to persuade the Court by clear and convincing evidence that he is neither a risk of flight nor a danger to the community. In this case, the only evidence before the Court on those issues was the supervised release violation report itself, which indicates that Mr. Parfitt's behavior in disregarding orders from his Probation Officer, absconding from close supervision at the Alvis House, and attempting to avoid arrest, is consistent with a risk of flight rather than the lack of such a risk. Further, Mr. Parfitt has already had his term of supervised release revoked once for earlier violations. Under these circumstances, he simply did not persuade the Court by the required amount of evidence that he was neither a risk of flight nor a danger to the community. Consequently, he was detained without bond pending further proceedings.

The defendant was advised of his right to seek review of this Detention Order by a United States District Judge pursuant to 18 U.S.C. §3145(b).

/s/ Terence P. Kemp  
United States Magistrate Judge